

## **EXHIBIT C**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

*In re:* §  
§ Chapter 11  
KrisJenn Ranch, LLC, §  
§  
*Debtor* § Case No. 20-50805  
§

---

KrisJenn Ranch, LLC, KrisJenn Ranch, §  
LLC-Series Uvalde Ranch, and KrisJenn §  
Ranch, LLC-Series Pipeline ROW, as §  
successors in interest to Black Duck §  
Properties, LLC, §  
§ Adversary No. 20-05027  
*Plaintiffs,* §  
§  
v. §  
DMA Properties, Inc. and Longbranch §  
Energy, LP, §  
*Defendants.* §

---

DMA Properties, Inc. and Frank Daniel §  
Moore, §  
§  
*Cross-Plaintiffs/Third-Party Plaintiffs,* §  
§  
v. § Adversary No. 20-05027  
§  
KrisJenn Ranch, LLC, KrisJenn Ranch, §  
LLC-Series Uvalde Ranch, and KrisJenn §  
Ranch, LLC-Series Pipeline ROW, Black §  
Duck Properties, LLC, Larry Wright, and §  
John Terrill, §  
§  
*Cross-Defendants/Third-Party Defendants.* §

**DMA PROPERTIES' RESPONSES AND OBJECTIONS  
TO KRISJENN'S SECOND REQUESTS FOR PRODUCTION**

DMA Properties hereby serves its responses and objections to KrisJenn Ranch, LLC, KrisJenn Ranch, LLC-Series Uvalde Ranch, and KrisJenn Ranch, LLC-Series Pipeline ROW Second Requests for Production.

Respectfully,

/s/ Christopher S. Johns  
Christopher S. Johns  
State Bar No. 24044849  
Christen Mason Hebert  
State Bar No. 24099898  
JOHNS & COUNSEL PLLC  
14101 Highway 290 West, Suite 400A  
Austin, Texas 78737  
512-399-3150  
512-572-8005 fax  
[cjohns@johnsandcounsel.com](mailto:cjohns@johnsandcounsel.com)  
[chebert@johnsandcounsel.com](mailto:chebert@johnsandcounsel.com)

/s/ Timothy Cleveland  
Timothy Cleveland  
State Bar No. 24055318  
Austin H. Krist  
State Bar No. 24106170  
CLEVELAND | TERRAZAS PLLC  
4611 Bee Cave Road, Suite 306B  
Austin, Texas 78746  
512-689-8698  
[tcleveland@clevelandterrazas.com](mailto:tcleveland@clevelandterrazas.com)  
[akrist@clevelandterrazas.com](mailto:akrist@clevelandterrazas.com)

*Attorneys for Frank Daniel Moore  
and DMA Properties, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 21, 2020 a true and correct copy of the foregoing document was transmitted to each of the parties via the Court's electronic transmission facilities and/or via electronic mail as noted below. For those parties not registered to receive electronic service, a true and correct copy of the foregoing document was served by United States Mail, first class, postage prepaid, at the address noted below.

Ronald J. Smeberg Charles John Muller, IV MULLER SMEBERG, PLLC 111 W. Sunset San Antonio, TX 78209 ron@smeberg.com john@muller-smeberg.com  <i>Counsel for KrisJenn Ranch, LLC, Krisjenn Ranch, LLC, Series Uvalde Ranch, KrisJenn Ranch, LLC, Series Pipeline Row</i>	Michael Black BURNS & BLACK PLLC 750 Rittiman Road San Antonio, TX 78209 mblack@burnsandblack.com  Jeffery Duke DUKE BANISTER MILLER & MILLER 22310 Grand Corner Drive, Suite 110 Katy, TX 77494 jduke@dbmmlaw.com  <i>Counsel for Longbranch Energy, LP</i>
Ronald J. Smeberg THE SMEBERG LAW FIRM, PLLC 2010 W Kings Hwy San Antonio, TX 78201-4926 ron@smeberg.com  <i>Counsel for Black Duck Properties, LLC</i>	Shane P. Tobin OFFICE OF THE U.S. TRUSTEE 903 San Jacinto Blvd, Room 230 Austin, Texas 78701 shane.p.tobin@usdoj.gov  <i>United States Trustee</i>
William P Germany BAYNE, SNELL & KRAUSE 1250 N.E. Loop 410, Suite 725 San Antonio, TX 78209 wgermany@bsklaw.com  <i>Counsel for Larry Wright</i>	John Terrill 12712 Arrowhead Lane Oklahoma City, OK 73120  <i>Third Party-Defendant, pro se</i>
Laura L. Worsham JONES, ALLEN & FUQUAY, L.L.P. 8828 Greenville Avenue Dallas, TX 75243 lworsham@jonesallen.com  <i>Counsel for McLeod Oil, LLC</i>	

/s/ Christopher S. Johns  
Christopher S. Johns

### **PRELIMINARY STATEMENT AND GENERAL OBJECTIONS**

This preliminary statement and these general objections are incorporated in the response to every request for production and interrogatory below. DMA is attempting to answer and respond to Defendants' requests for production and interrogatories in good faith and based on its understanding of the requests. DMA's discovery efforts and investigation of facts pertaining to DMA's claims are ongoing, and DMA reserves the right to supplement these responses as the case progresses.

DMA generally objects to any request that can be read to include a request for privileged information. Additionally, DMA is willing to confer with Defendants in good faith regarding any and all objections asserted in response to these requests.

### **OBJECTIONS AND RESPONSES TO REQUESTS FOR PRODUCTION**

**REQUEST FOR PRODUCTION NO. 1:** Produce all documents showing or referencing the capital that SCMED contributed to Black Duck.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 2:** Produce all documents showing or referencing that SCMED resigned or otherwise ceased to be an owner of Black Duck.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 3:** Produce all documents showing or referencing the potential buyers for the ROW that SCMED identified, including but not limited to your email correspondence with such persons.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 4:** Produce all documents showing or referencing the potential buyers for the ROW that Wright identified, including but not limited to your email correspondence with such persons.

**RESPONSE:** DMA objects that this request seeks documents that are already in Defendants' possession. Subject to this objection, DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search.

**REQUEST FOR PRODUCTION NO. 5:** Produce all documents showing or referencing the potential investors and/or deal terms that Wright repeatedly objected to and prevented a deal from being reached.

**RESPONSE:** DMA objects that this request seeks documents that are already in Defendants' possession. Subject to this objection, DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 6:** Produce all documents showing or referencing that Terrill and Wright had secretly been working on a deal to sell the ROW since December 2017.

**RESPONSE:** DMA objects that this request seeks documents that are already in Defendants' possession. Subject to this objection, DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 7:** Produce all documents that supplement, amend, or otherwise modify the February 3 Email Agreement.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 8:** Produce all documents showing or referencing the actual damages you incurred as a result of Debtors' alleged breach of the February 3 Email Agreement.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 9:** Produce all documents that supplement, amend, or otherwise modify the Harris SWD Agreement.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 10:** Produce all documents showing or referencing the actual damages you incurred as a result of Debtors' alleged breach of the Harris SWD Agreement.

**RESPONSE:** DMA will produce all documents responsive to this request that are located

after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 11:** Produce all documents that supplement, amend, or otherwise modify the February 4 Email Agreement.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 12:** Produce all documents showing or referencing the actual damages you incurred as a result of Debtors' alleged breach of the February 4 Email Agreement.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 13:** Produce all documents that supplement, amend, or otherwise modify the DMA Agreement.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 14:** Produce all documents showing or referencing the actual damages you incurred as a result of Debtors' alleged breach of the DMA Agreement.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 15:** Produce all documents showing or referencing the total amount of proceeds from multiple sales of the right-of-way that Debtors hold.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 16:** Produce all documents showing or referencing the property and proceeds received by Wright and/or his entities in connection with the right-of-way for which you seek to impose a constructive trust.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 17:** Produce documents showing or demonstrating that the Debtors or Wright willfully and intentionally interfered with the February 4 Email Agreement and/or DMA Agreement.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 18:** Produce all documents showing or refencing the actual damages you incurred as a result of tortious interference with a contract committed by Debtors.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 19:** Produce all documents showing or referencing the actual damages you incurred as a result of fraud committed by Wright or Black Duck.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 20:** Produce all documents showing the false representations that Debtors, Wright, or Terrill made to you in connection with Wright's actual or claimed capital contributions to Black Duck.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to

this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 21:** Produce all documents that show communications you had with Debtors, Wright, or Terrill that reference SCMED's actual or claimed capital contributions to Black Duck.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 22:** Produce all documents that show communications you had with Debtors, Wright, or Terrill that reference actual or claimed loans to Black Duck.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 23:** Produce all documents that show communications you had with Debtors, Wright, or Terrill that reference actual or claimed liens in the assets of Black.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 24:** Produce all documents that show communications you had with Debtors, Wright, or Terrill that reference prospective buyers that either Wright or SCMED had identified for the ROW.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 25:** Produce all documents that show communications you had with Debtors, Wright, or Terrill that reference the ROW.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 26:** Produce all documents that show communications you had with Debtors, Wright, or Terrill that reference any perpetual or carried interest in the ROW.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 27:** Produce all documents that show communications you had with Debtors, Wright, or Terrill that reference any perpetual or carried interest in the ROW that runs with the land.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 28:** Produce all documents showing or referencing the actual damages you incurred as a result of the conduct of Wright or Black Duck.

**RESPONSE:** DMA objects that this request seeks documents which are already in the possession of Defendants, as Defendants were the ones that were effectuating the sales of the right-of-way. Subject to this objection, DMA will produce all documents responsive to this request that can be located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 29:** Produce all documents constituting a contract or engagement letter for legal services relating to your representation in this case.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 30:** Produce all documents constituting invoices or fee bills you received for legal services incurred in this case.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 31:** Produce all documents that relate to the Bigfoot Energy note or note payments.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 32:** Produce all documents that show communications you had with Debtors, Wright, or Terrill that reference or relate to the Bigfoot Energy note or note payments.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.

**REQUEST FOR PRODUCTION NO. 33:** Produce all documents showing or referencing funds that were paid by Bigfoot Energy Services, LLC to Black Duck.

**RESPONSE:** DMA will produce all documents responsive to this request that are located after conducting a reasonably diligent search, except to the extent those files are protected by attorney-client or work-product privilege.